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3 REYNALDO SALINAS, et al.,  
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6 Plaintiffs,

7 No. C 08-1463 PJH

8 v.

9 **ORDER**

10 AMTECK OF TEXAS, et al.,  
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Defendants.  
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13 Defendants' motion pursuant to Federal Rule of Civil Procedure 41(d) for sanctions  
14 and for a stay of proceedings pending payment, and motion for sanctions pursuant to 28  
15 U.S.C. § 1927 and Federal Rule of Civil Procedure 30(d)(2)-(3), came on for hearing before  
16 this court on August 27, 2008. Plaintiffs appeared by their counsel Wesley Todd Ball and  
17 Timothy D. McMahon, and defendants appeared by their counsel Anthony R. Rossmiller.

18 Having read the parties' papers and carefully considered their arguments and the  
19 relevant legal authority, and good cause appearing, the court rules for the reasons stated at  
20 the hearing, as modified by the following. The motion for payment of costs and fees as  
21 sanctions is DENIED except to the extent it is based on the \$7,496.26 in costs ordered by  
22 the Napa County Superior Court. Plaintiffs must pay that amount within 30 days. The  
23 alternative motion for a stay pending payment is DENIED.

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25 **IT IS SO ORDERED.**

26 Dated: August 27, 2008



27 PHYLIS J. HAMILTON  
28 United States District Judge